Crl. Trans. Appl. No. 11/2002

**Hon'ble Irshad Hussain, J.**

Heard Sri S.K.Mandal learned counsel for the petitioners and Sri H.C.Pandey learned A.G.A. and perused the record.

This petition under section 107 of the Code of Criminal Procedure for transfer of the sessions trial from the file of Sessions Judge, Udham Singh Nagar, at Rudrapur to the file of Additional Sessions Judge at Kashipur on the plea that the incident took place within the circle of P.S. Bazpur, jurisdiction of which lie in the Outlying court at Kashipur. Since it is stated that few witnesses of the fact have already been examined and the sessions trial is being proceeded with in the same district I see no merit in this petition and the same is hereby dismissed.

**(Irshad Hussain, J.)**

Dated: 9-4-2004
ISB